

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – LA – SRSP – Karimnagar District – O.P.No.96/87 - Gangipally (Village) – Manakondur (Mandal) - Sanction of decretal charges of **Rs.1,26,166/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A1) DEPARTMENT

G.O.RT.NO. 492

DATE:20.06.2008

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr.No.SRP2/331/08, dt:19.04.08
along with the proposal of the Spl.Collector, LA,SRSP, SSP, Hyd dt:29.02.08.

O R D E R:

The Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.NO.96/87 of Gangipally (V) of Manakondur (M) of Karimnagar District. The then LAO, LA Unit, LMD Colony, Karimnagar has acquired land for an extent of Acs.44.09 gts for excavation of SRSP canal in the limits of Gangipally (V) Manakondur (M) and passed an Award No.6/80-81, dt:27.05.90 fixing the land value @Rs.2,000/- per acre. Having dissatisfied, the awardees filed petitions u/s 18 of L.A.Act and referred the cases to the Sub-ordinate Judge Court, Karimnagar which was numbered as O.P.No.96/87, wherein the court has enhanced the market value of the lands vide judgment and decree dt:11.04.1996 from Rs.2,000/- to Rs.10,000/- and also ordered to pay 30% solatium and interest @ 9% for one year from the date of taking possession i.e 01.09.1978 to 01.01.79 and thereafter @15% p.a on the enhanced compensation amount till the date of realization. As the enhancement was more than 50%, the SDC has filed an appeal. The Hon'ble High Court in its orders dt:19.09.96 in CMP No.1363/96 in A.S.No.2208/96 to deposit ½ of the amount. Accordingly, an amount of Rs.1,07,103/- was deposited on 30.06.1998. Finally, the Hon'ble High Court has dismissed the Appeal filed by the State by confirming the Lower Court orders.

2) After careful examination of the matter, Government hereby accorded sanction for an amount of Rs.1,26,166/- (Rupees One lakh twenty six thousand one hundred and sixty six only) in respect of O.P.NO.96/87 of Gangipally (V) of Manakondur (M) of Karimnagar District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The expenditure sanctioned in para (2) above, shall be debitable to the following Head of Account under "2701 – Capital Out Lay – M&MI-01 – Major Irrigation – 116. SRSP Stage-I, Scheme included in Plan, G.H (11) Normal State Plan – S.H (27) Canals and Distributaries – 530 - Major works – 532 – Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.SP.2528/F4(2)/2008-1, dated 07.06.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, SSP, JCRGLIP, Tarnaka, Hyderabad.

The Special Deputy Collector, LA Unit-I, LMD Colony, Karimnagar.

The Administrative-cum-Chief Engineer, SRSP, M.J.Road, Hyderabad.

The Director of Works Accounts, SRSP, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.12728/LA.III(A1)/2008.

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER